

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q96589

Hiroshi SUGIYAMA, et al.

Appln. No.: 10/598,789

Group Art Unit: 1626

Confirmation No.: 1416

Examiner: Yong Liang CHU

Filed: September 12, 2006

For: NOVEL INDOLE DERIVATIVE FOR ALKYLATING SPECIFIC BASE SEQUENCE
OF DNA AND ALKYLATING AGENT AND DRUG CONTAINING THE
DERIVATIVE

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS

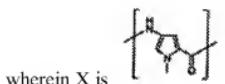
Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This submission responds to the Restriction and Election of Species Requirements of February 4, 2008. A two month extension of time is submitted concurrently herewith extending the due date for response from March 4, 2008 to May 4, 2008.

Restriction Requirements

In response to the Restriction Requirement, Applicants elect Group II, claims 1-21, drawn to a compound of formula (I) according to claim 1,



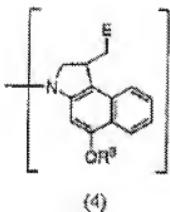
RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS
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This election is made without traverse.

Election of Species Requirement

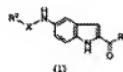
In response to the Election of Species Requirement, Applicants elect, without traverse,

(4) compound



Applicants submit that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

Applicants reserve the right to file a Divisional Application(s) directed to non-elected subject matter:



(1) Claims 1-21 are drawn to a compound of formula (I)



according to claim 1, wherein X is , classified in various subclasses of classes 548,514; and

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS
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III. Claims 1-21 are drawn to a compound of formula (I) according to claim 1,



wherein X is

classified in various subclasses of classes 548, and 514.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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Date: April 29, 2008